IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS EL PASO DIVISION

LEAGUE OF UNITED LATIN AMERICAN	\$	
CITIZENS, et al.,	S	
	S	
Plaintiffs,	S	
	S	Case No. 3:21-cv-00259
V.	S	
	Š	[Lead Case]
Greg Abbott, et al.,	S	
	S	
Defendants.	S	
·	S	
UNITED STATES OF AMERICA,	S	
	Š	
Plaintiff,	Š	
<i></i>	Š	
V.	Š	Case No. 3:21-cv-00299
	\$	[Consolidated Case]
STATE OF TEXAS, et al.,	Š	
•	Š	
Defendants.	Š	
	Š	

UNOPPOSED MOTION TO HOLD IN ABEYANCE BRIEFING SCHEDULE FOR LULAC PLAINTIFFS' MOTION TO COMPEL

In light of the Fifth Circuit's order staying this Court's July 25, 2022 order enforcing the United States' subpoenas (ECF 467), see Order, LULAC v. Patrick, No. 22-50662 (5th Cir. July 27, 2022), LULAC plaintiffs and the legislators have agreed to hold in abeyance any briefing related to LULAC plaintiffs' motion to compel (ECF 447). Under this agreement, the legislators' response would be due two days after the earlier of: the Fifth Circuit's order lifting the stay of this Court's order (ECF 467) or the Fifth Circuit's ruling on the merits in LULAC Texas v. Hughes, No. 22-50435 (5th Cir.). And LULAC plaintiffs' reply would be due seven days after the legislators' response. Based on the foregoing, the legislators respectfully request that the Court hold the briefing schedule in abeyance.

Date: July 28, 2022

Patrick Strawbridge CONSOVOY MCCARTHY PLLC Ten Post Office Square 8th Floor South PMB #706 Boston, MA 02109 Tel: (703) 243-9423 patrick@consovoymccarthy.com

Adam K. Mortara LAWFAIR LLC 125 South Wacker, Suite 300 Chicago, IL 60606 Tel: (773) 750-7154 mortara@lawfairllc.com

KEN PAXTON Attorney General of Texas

BRENT WEBSTER First Assistant Attorney General Respectfully submitted,

/s/ Taylor A.R. Meehan
J. Michael Connolly
Taylor A.R. Meehan
Frank H. Chang
Jeffrey S. Hetzel
CONSOVOY MCCARTHY PLLC
1600 Wilson Blvd., Suite 700
Arlington, VA 22209
Tel: (703) 243-9423
mike@consovoymccarthy.com
taylor@consovoymccarthy.com
frank@consovoymccarthy.com
jhetzel@consovoymccarthy.com

Counsel for House Legislators

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN

Deputy Attorney General for Special Litigation Tex. State Bar No. 00798537

WILLIAM T. THOMPSON Deputy Chief, Special Litigation Unit Tex. State Bar No. 24088531

JACK B. DISORBO Assistant Attorney General, Special Litigation Unit Tex. State Bar No. 24120804

OFFICE OF THE ATTORNEY GENERAL

P.O. Box 12548 (MC-009) Austin, Texas 78711-2548 Tel.: (512) 463-2100 Fax: (512) 457-4410 patrick.sweeten@oag.texas.gov will.thompson@oag.texas.gov jack.disorbo@oag.texas.gov

Counsel for Defendants, Senate and House Legislators

CERTIFICATE OF CONFERENCE

I certify that counsel conferred regarding the subject of this motion. Counsel for LULAC plaintiffs indicated that they do not oppose this motion.

/s/ Taylor A.R. Meehan
TAYLOR A.R. MEEHAN

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on July 28, 2022, and that all counsel of record were served by CM/ECF.

/s/ Taylor A.R. Meehan
TAYLOR A.R. MEEHAN